AMENDMENTS TO THE CLAIMS

The following listing of claims will replace all prior versions and listings of claims in the application.

LISTING OF CLAIMS

1. (Currently Amended) A performance information edit and playback apparatus comprising:

a storage for storing a plurality of style data, each of which ~~has~~ includes a plurality of constituent parts regarding accompaniment, and for storing user's performance data ~~having~~ including a plurality of performing parts, wherein each of the constituent parts and the performing parts contains a series of musical tone event data arranged in time series, and the user's performance data are created by a user;

a first display section for displaying contents of the performing parts included in the user's performance data in a time-series manner;

a style selector for selecting desired style data from among the plurality of style data in accordance with a user's instruction;

a second display section for displaying blocks designating the constituent parts included in the selected style data; and

a controller for allowing at least one of the blocks, which is selected by the user's instruction and is displayed in the second display section, to move to a desired time-related position within a desired performing part displayed in the first display section, thus writing a series of the musical tone event data, included in the constituent part designated by at least one block that is selected, to the desired time-related position in the desired performing part.

2. (Previously Presented) A performance information edit and playback apparatus according to claim 1 further comprising a pitch modifier for automatically modifying tone pitches of the selected constituent part of the style data.

3. (Previously Presented) A performance information edit and playback apparatus according to claim 1, wherein the first display section displays the content of the performing part included in the user's performance data as the block.

4. (Currently Amended) A performance information edit and playback apparatus comprising:

a storage for storing style data ~~having~~ including prescribed accompaniment parts and for storing user's performance data ~~having~~ including accompaniment parts and other performing parts, which is not related to an accompaniment, wherein the style data are fixed and are not rewritten, and the user's performance data are created by a user;

a selector for selecting one of the style data or the user's performance data ~~accompaniment parts included in the user's performance data and the prescribed~~ ~~accompaniment parts included in the style data~~ in accordance with a user's instruction; and

a playback device operable to play back the accompaniment parts included in the style data and the other performing parts included in the user's performance data in parallel when the selector selects the style data, and the accompaniment parts included in the user's performance data and the other performing parts included in the user's

performance data in parallel when the selector selects the user's performance data ~~for playing back the other performing parts included in the user's performance data in parallel with one of the accompaniment parts included in the user's performance data and the prescribed accompaniment parts included in the style data~~.

5.   (Previously Presented)   A performance information edit and playback apparatus according to claim 4, wherein both of the accompaniment parts included in the user's performance data and the prescribed accompaniment parts included in the style data commonly share a same tone-generation channel or a same tone color.

6.   (Currently Amended)   A performance information edit and playback apparatus comprising:

a storage for storing user's performance data including a plurality of parts;

a part selector for allowing a user to select a specific part within the plurality of parts included in the user's performance data~~, so that the user proceeds to recording of performance data on the specific part by operating a record switch and a start switch~~;

a recording start device that starts recording of the user's performance data with respect to a specific part that is selected by the part selector when a record switch and a start switch are operated;

a record mode determining device operable to determine whether or not the part selector selects the specific part when the record switch and the start switch are operated ~~for discriminating whether a recording part representing a performing part set~~

~~to a record mode exists in the plurality of parts included in the user's performance data;~~ and

a display manner changer <u>operable to change the display appearance of the start switch from a first appearance to a second appearance when the record mode determining device determines that none of the plurality of parts are selected as the specific part by the part selector, and changes the display appearance of the start switch from the first appearance to a third appearance when the record mode determining device determines that any one of the plurality of parts is selected as the specific part by the part selector</u> ~~for changing a display manner of the start switch in response to a discrimination result~~.

7.   (Cancelled)

8.   (Cancelled)

9.   (Cancelled)

10.   (Currently Amended)   A performance information edit and playback method comprising the steps of:

storing style data ~~having~~ <u>including</u> prescribed accompaniment parts and ~~for~~ storing user's performance data ~~having~~ <u>including</u> accompaniment parts and other performing parts which is not related to an accompaniment, wherein the style data are fixed and are not rewritten, and the user's performance data are created by a user;

selecting one of the accompaniment parts included in the user's performance data and the prescribed accompaniment parts included in the style data in accordance with a user's instruction; and

playing back the other performing parts included in the user's performance data in parallel with one of the accompaniment parts included in the user's performance data and the prescribed accompaniment parts included in the style data.

11. (Currently amended) A performance data edit and playback method comprising the steps of:

storing style data ~~containing~~ including a plurality of constituent parts and user's performance data ~~containing~~ including multiple parts;

allowing a user to ~~alternatively~~ select either a prescribed part within the multiple parts of the user's performance data or one of the plurality of constituent parts of the style data,

allowing simultaneous reproduction of the prescribed part of the user's performance data together with at least one part of the user's performance data excluding the prescribed part when the prescribed part is selected; and

allowing simultaneous reproduction of the constituent parts of the style data together with at least one part of the user's performance data excluding the prescribed part when the constituent parts are selected

~~on either the prescribed part of the user's performance data or the constituent part of the style data, which is alternatively selected, together with at least one part of the user's performance data excluding the prescribed part.~~

12.   (Currently Amended)   A performance information edit and playback method comprising the steps of:

storing user's performance data including a plurality of parts;

allowing a user to select a specific part within the plurality of parts included in the user's performance data, ~~so that the user proceeds to recording of performance data on the specific part by operating a record switch and a start switch~~;

determining ~~discriminating~~ whether the specific part has been selected by the user when the record switch and the start switch are operated ~~a recording part representing a performing part set to a record mode exists in the plurality of parts included in the user's performance data~~; and

changing a display manner of the start switch from a first appearance to a second appearance when none of the plurality of parts are selected as the specific part by the user and from the first appearance to a third appearance when any one of the plurality of parts is selected as the specific part by the user ~~in response to a discrimination result~~.

13.   (Cancelled)

14.   (Currently Amended)   A machine-readable media storing performance information edit and playback programs that cause a computer to perform a method comprising the steps of:

storing style data ~~having~~ including prescribed accompaniment parts and storing user's performance data ~~having~~ including accompaniment parts and other performing parts which is not related to an accompaniment, wherein the style data are fixed and are not rewritten, and the user's performance data are created by a user;

selecting one of the accompaniment parts included in the user's performance data and the prescribed accompaniment parts included in the style data in accordance with a user's instruction; and

playing back the other performing parts included in the user's performance data in parallel with one of the accompaniment parts included in the user's performance data and the prescribed accompaniment parts included in the style data.

15.   (currently amended) A machine-readable media storing performance data edit and playback programs that cause a computer to perform a method comprising the steps of:

storing style data ~~containing~~ including a plurality of constituent parts and user's performance data ~~containing~~ including multiple parts;

allowing a user to alternatively select either a prescribed part within the multiple parts of the user's performance data or one of the plurality of constituent parts of the style data,

simultaneously reproducing the selected prescribed part of the user's performance data together with at least one part of the user's performance data excluding the prescribed part when the prescribed part is selected; and

<u>simultaneously reproducing the selected constituent part of the style data</u>

<u>together with at least one part of the user's performance data excluding the prescribed</u>

<u>part when the constituent part is selected</u>

~~allowing simultaneous reproduction on either the prescribed part of the user's~~

~~performance data or the constituent part of the style data, which is alternatively~~

~~selected, together with at least one part of the user's performance data excluding the~~

~~prescribed part~~.

16.   (Currently Amended)   A machine-readable media storing performance

information edit and playback programs that cause a computer to perform a method

comprising the steps of:

storing user's performance data including a plurality of parts;

allowing a user to select a specific part within the plurality of parts included in

the user's performance data~~, so that the user proceeds to recording of performance~~

~~data on the specific part by operating a record switch and a start switch~~;

<u>recording the user's performance data with respect to a specific part that is</u>

<u>selected by the user when a record switch and a start switch are operated;</u>

determining ~~discriminating~~ whether <u>the specific part has been selected by the</u>

<u>user when the record switch and the start switch are operated</u> ~~a recording part~~

~~representing a performing part set to a record mode exists in the plurality of parts~~

~~included in the user's performance data~~; and

changing a display manner of the start switch <u>from a first appearance to a</u>

<u>second appearance when none of the plurality of parts are selected as the specific part</u>

by the user and from the first appearance to a third appearance when any one of the plurality of parts is selected as the specific part by the user ~~in response to a discrimination result~~..

17.   (Cancelled)